

SECRET

CSUSA

Office of The Adjutant General
Washington 25, D. C.

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ASAC-S 350.05 (1 Oct 48) CSGII

8 October 1948

SUBJECT: United States - United Kingdom Security Agreement

TO: Chief of Ordnance
Chief of Engineers
Chief Signal Officer
The Surgeon General
Chief, Chemical Corps
The Quartermaster General
Chief of Transportation

1. The United States Chiefs of Staff will make every effort to insure that the United States will maintain the military security classifications established by United Kingdom authorities with respect to military information of U.K. origin, and the military security classifications established by U.K.-U.S. agreement with respect to military information of joint U.K.-U.S. origin or development; will safeguard accordingly such military information; will not exploit such information for production for other than military purposes; and, will not disclose such military information to a third nation without U.K. consent. The British Chiefs of Staff will make every effort to insure that the United Kingdom will maintain the military security classifications established by the U.S. authorities with respect to military information of U.S. origin, and the military security classifications established by U.K.-U.S. agreement with respect to military information of joint U.K.-U.S. origin or development; will safeguard accordingly such military information; will not exploit such information for production for other than military purposes; and will not disclose such military information to a third nation without U.S. consent. This agreement applies to military information disclosed by the United States to the United Kingdom or by the United Kingdom to the United States or exchanged between the United States and the United Kingdom on and after the date of acceptance of this agreement by the United Kingdom.

2. The United States Chiefs of Staff and the British Chiefs of Staff agree that insofar as the U.S. and the U.K. are concerned, the safeguards indicated above also apply to information developed by the U.S. and U.K. jointly in collaboration with a third nation.

3. It is agreed in respect of classified information communicated by one country to the other, that the recipient country shall use its best endeavors within the framework of its laws and rules to protect any loss of patent rights in the information. Specifically it is declared and agreed that:

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ARMY SECRET (2 Oct 45) CS&P

Continued

8 October 1945

Subj: United States - United Kingdom Security Agreement

a. Any rights of the originator to obtain patent protection in the recipient country in respect of the information communicated are not and will not be prejudiced by virtue of the introduction of the information into such country.

b. The information, so long as it remains classified, will not be used or disclosed by the recipient country in any manner likely to prejudice the rights of the originator to obtain patent protection in respect thereof, but if the recipient country desires to use or to disclose the information in any manner likely so to prejudice the rights of the originator, then the recipient country will immediately notify the country of origin of the full circumstances of such intended use or disclosure, and such use or disclosure shall not be effected until approval is given by the country of origin.

c. Each country when so requested by the other and to the extent consistent with its laws and rules will use its best endeavors

- (1) to have maintained in secrecy any patent application filed in the recipient country in respect of the information for so long as may be desired by the country of origin, and
- (2) to supply reports of the manner in which the information embodied in a patent application has been used or disclosed.

4. For the purpose of this agreement the United Kingdom, the British Dominions, and India are considered to be separate nations.

BY ORDER OF THE SECRETARY OF THE ARMY:

Edward F. Witsell

EDWARD F. WITSELL
Major General
The Adjutant General

CHIEF OF STAFF:
Director's Division of the
General Staff U. S. A.

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TRANSCRIBED PAGES FOLLOW

DEPARTMENT OF THE ARMY
Office of the Adjutant General
Washington 25, D. C.

AGAO-S 350.05 (1 Oct 48) CSGID

8 October 1948

SUBJECT: United States - United Kingdom Security Agreement

TO: Chief of Ordnance
Chief of Engineers
Chief Signal Officer
The Surgeon General
Chief, Chemical Corps
The Quartermaster General
Chief of Transportation

1. The United States Chiefs of Staff will make every effort to insure that the United States will maintain the military security classifications established by United Kingdom authorities with respect to military information of U.K. origin, and the military security classifications established by U.K.-U.S. agreement with respect to military information of joint U.K.-U.S. origin or development; will safeguard accordingly such military information; will not exploit such information for production for other than military purposes; and, will not disclose such military information to a third nation without U.K. consent. The British Chiefs of Staff will make every effort to insure that the United Kingdom will maintain the military security classifications established by the U.S. authorities with respect to military information of U.S. origin, and the military security classifications established by U.K.-U.S. agreement with respect to military information of joint U.K.-U.S. origin or development; will safeguard accordingly such military information; will not exploit such information for production for other than military purposes; and will not disclose such military information to a third nation without U.S. consent. This agreement applies to military information disclosed by the United States to the United Kingdom or by the United Kingdom to the United States or exchanged between the United States and the United Kingdom on and after the date of acceptance of this agreement by the United Kingdom.

2. The United States Chiefs of Staff and the British Chiefs of Staff agree that insofar as the U.S. and the U.K. are concerned, the safeguards indicated above also apply to information developed by the U.S. and U.K. jointly in collaboration with a third nation.

3. It is agreed in respect of classified information communicated by one country to the other, that the recipient country shall use its best endeavors within the framework of its laws and rules to prevent any loss of patent rights in the information. Specifically it is declared and agreed that:

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AGAO-S 350.05 (1 Oct 48) OSGID Continued 8 October 1948
Subj: United States - United Kingdom Security Agreement

a. Any rights of the originator to obtain patent protection in the recipient country in respect of the information communicated are not and will not be prejudiced by virtue of the introduction of the information into such country.

b. The information, so long as it remains classified, will not be used or disclosed by the recipient country in any manner likely to prejudice the rights of the originator to obtain patent protection in respect thereof, but if the recipient country desires to use or to disclose the information in any manner likely so to prejudice the rights of the originator, then the recipient country will immediately notify the country of origin of the full circumstances of such intended use or disclosure, and such use or disclosure shall not be effected until approval is given by the country of origin.

c. Each country when so requested by the other and to the extent consistent with its laws and rules will use its best endeavors

- (1) to have maintained in secrecy any patent application filed in the recipient country in respect of the information for so long as may be desired by the country of origin, and,
- (2) to supply reports of the manner in which the information embodied in a patent application has been used or disclosed.

4. For the purpose of this agreement the United Kingdom, the British Dominions, and India are considered to be separate nations.

BY ORDER OF THE SECRETARY OF THE ARMY:

[signed]

EDWARD F. WITSELL
Major General
The Adjutant General

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General Staff U. S. A.

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